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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(For new nonprovisional applications under 37 CFR 1.53(b))</small>		Attorney Docket No.	830010-2002.2
		First Inventor	Gavril W. Pasternak
		Title	TOPICAL ANESTHETIC/OPIOID FORMULATIONS AND USES THEREOF
		Express Mail Label No.	EL861104765US

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

- Fee Transmittal Form (e.g., PTO/SB/17)  
*(Submit an original, and a duplicate for fee processing)*
- Applicant claims small entity status.  
See 37 CFR 1.27.
- Specification [Total Pages 29]  
*(preferred arrangement set forth below)*
  - Descriptive title of the invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix.
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings *(if filed)*
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
- Drawing(s)(35 U.S.C. 113) [Total Sheets 7]
- Oath or Declaration [Total Pages 1]
  - Newly executed (original or copy)
  - Copy from a prior application (37 CFR 1.63(d))  
*(for continuation/divisional with Box 18 completed)*
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- Application Data Sheet. See 37 CFR 1.76.

ADDRESS TO:  
Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)
8. Nucleotide and/or Amino Acid Sequence Submission  
*(if applicable, all necessary)*
  - a.  Computer Readable Form (CFR)
  - b. Specification sequence Listing on:
    - i.  CD-ROM or CD-R (2 copies); or
    - ii.  paper
  - c.  Statements verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9.  Assignment Papers (cover sheet & documents(s))
10.  37 CFR 3.73(b) Statement  
 Power of Attorney  
*(when there is an assignee)*
11.  English Translation Document *(if applicable)*
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*
15.  Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*
16.  Request and Certification under 35 U.S.C. 122(b)(2)(B)(i).  
Applicant must attach from PTO/SB/35 or its equivalent.
17.  Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

Continuation     Divisional     Continuation-in-part (CIP)    of prior application No.: 09/844,111  
Prior application information:    Examiner: M. Bahar    Group/Art Unit: 1614

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

20999

(Insert Customer No. or Attach bar code label here)

or  Correspondence address below

Name

Name (Print/Type)

Susan K. Lehnhardt

Registration No. (Attorney/Agent)

33,943

Signature

*Susan Lehnhardt*

Date

October 11, 2001

jc997 U.S. Pro  
09/975812

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<b>FEE TRANSMITTAL for FY 2001</b> <small>Patent fees are subject to annual revision.</small>		<b>Complete if Known</b>																				
		<table border="1"> <tr> <td>Application Number</td> <td>TO BE ASSIGNED</td> </tr> <tr> <td>Filing Date</td> <td>CONCURRENT</td> </tr> <tr> <td>First Named Inventor</td> <td>PASTERNAK, ET AL.</td> </tr> <tr> <td>Examiner Name</td> <td>TO BE ASSIGNED</td> </tr> <tr> <td>TOTAL AMOUNT OF PAYMENT</td> <td>(\$)</td> <td>505.00</td> <td>Group/Art Unit</td> <td>TO BE ASSIGNED</td> </tr> <tr> <td colspan="2"></td> <td>Attorney Docket No.</td> <td colspan="2">830010-2002.2</td> </tr> </table>			Application Number	TO BE ASSIGNED	Filing Date	CONCURRENT	First Named Inventor	PASTERNAK, ET AL.	Examiner Name	TO BE ASSIGNED	TOTAL AMOUNT OF PAYMENT	(\$)	505.00	Group/Art Unit	TO BE ASSIGNED			Attorney Docket No.	830010-2002.2	
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<p>1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p style="text-align: center;"><b>Frommer Lawrence &amp; Haug LLP</b></p> <p style="text-align: center;">50-0320</p>				<p><b>3. ADDITIONAL FEES</b></p> <table border="1"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>105</td><td>130</td><td>205</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>127</td><td>50</td><td>227</td><td>25</td><td>Surcharge - late provisional filing fee or Cover sheet</td><td></td></tr> <tr><td>139</td><td>130</td><td>139</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>147</td><td>2,520</td><td>147</td><td>2,520</td><td>For filing a request of reexamination</td><td></td></tr> <tr><td>112</td><td>920*</td><td>112</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>113</td><td>1,840*</td><td>113</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>115</td><td>110</td><td>215</td><td>55</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>116</td><td>400</td><td>216</td><td>200</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>117</td><td>920</td><td>217</td><td>460</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>118</td><td>1,440</td><td>218</td><td>720</td><td>Extension for reply within fourth Month</td><td></td></tr> <tr><td>128</td><td>1,960</td><td>228</td><td>980</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>119</td><td>320</td><td>219</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>120</td><td>320</td><td>220</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>121</td><td>280</td><td>221</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>138</td><td>1,510</td><td>138</td><td>1,510</td><td>Petition to institute a public use Proceeding</td><td></td></tr> <tr><td>140</td><td>110</td><td>240</td><td>55</td><td>Petition to revive - unavoidable</td><td></td></tr> <tr><td>141</td><td>1,280</td><td>241</td><td>640</td><td>Petition to revive- unintentional</td><td></td></tr> <tr><td>142</td><td>1,280</td><td>242</td><td>640</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>143</td><td>460</td><td>243</td><td>230</td><td>Design issue fee</td><td></td></tr> <tr><td>144</td><td>620</td><td>244</td><td>310</td><td>Plant issue fee</td><td></td></tr> <tr><td>122</td><td>130</td><td>122</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>123</td><td>50</td><td>123</td><td>50</td><td>Petitions related to provisional Applications</td><td></td></tr> <tr><td>126</td><td>180</td><td>126</td><td>180</td><td>Submission of Information Disclosure Statement</td><td></td></tr> <tr><td>581</td><td>40</td><td>581</td><td>40</td><td>Recording each patent assignment per property (times number of properties)</td><td></td></tr> <tr><td>146</td><td>740</td><td>246</td><td>370</td><td>Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr> <tr><td>149</td><td>740</td><td>249</td><td>370</td><td>For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr> <tr> <td>Total Claims</td> <td>35</td> <td>-20** =</td> <td>15</td> <td>Fee from below</td> <td>Fee Paid</td> </tr> <tr> <td>Ind. 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\* Reduced by Basic Filing Fee

<b>SUBMITTED BY</b>				Complete (if applicable)	
Typed or Printed Name	Susan K. Lehnhardt			Reg. Number	33,943
Signature	<i>Susan K. Lehnhardt</i>			Date	Oct. 11, 2001
				Deposit Account	50-0320

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Provide credit card information and authorization on PTO-2038.

**CERTIFICATE OF MAILING BY EXPRESS MAIL**

Applicant(s) : Gavril W. PASTERNAK, et al.

Serial No. : To Be Assigned (Divisional of Appln. Serial No. 09/844,111)

For : TOPICAL ANESTHETIC/OPIOID FORMULATIONS  
AND USES THEREOF

Filed : CONCURRENT

745 Fifth Avenue, New York, NY 10151

Date of Deposit: October 11, 2001 via "Express Mail" # EL861104765US

I hereby certify that a Utility Patent Application and related documents for the above-referenced application are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to:

Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

Charles R. Jackson  
(Typed or printed name of person mailing paper or fee)

Charles R. Jackson  
(Signature of person mailing paper or fee)